IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

Bail Appl..No. 969 of 2007(S)

CC.664/2000 of J.M.F.C.,ALATHUR
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: PETITIONER/ACCUSED:
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1. SASEENDRAN, S/O. GOPALAN,
AGED 38 YEARS, EETTIMOOTTIL HOUSE,KOKKAYAR VILLAGE
MUNDAKAYAM, IDUKKI DISTRICT.

2. AMBILY, D/O. PARAMESWARAN,
AGED 30 YEARS, KOKKAYAR VILLAGE, MUNDAKAYAM,
IDUKKI DISTRICT.

BY ADV. SRI.JOHNSON P.JOHN
SRI.BABY MATHEW

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. SINDHU @ JAYARANI, D/O. DIVAKARAN,
AGED 31 YEARS, RESIDING AT THENGINVEETTIL,
POTHUCHADI, KANNAMPRA, ALATHUR TALUK.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 969 OF 2007

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DATED THIS THE 19th DAY OF FEBRUARY, 2007

O R D E R

Petitioner who is the accused in C.C.No.664/2000 on the file of J.F.C.M., Alathur for an offence punishable under section 494 IPC, seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in the above case, non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. The petitioner has a contention that the matter has been settled between the petitioner and the de facto complainant. That is a matter which the petitioner can profitably raise before the Magistrate concerned. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed, after considering the contention of the petitioner that the matter has since been squared up with the de facto complainant

This application is disposed of as above.

V.RAMKUMAR, JUDGE

dsn